IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMM. FOR JUDGMENT N**O.754 of 2003**

IN

SUMM.SUIT NO.988 OF 2003

Dinesh Jaising .. Plff

versus

Pharma Intel (I) P.Ltd & anr Defts

Ms Parvati Kaushik i./bB.S.Chandanani for Plff

Mr A.N.Makhijani for Deft no.2

Mr H.Toor with Mr K.B.Irani for Deft no.6

CORAM : D.G. KARNIK, J

DATED : 26th April 2005.

P.C:-

1. Heard learned counsel for the parties. The suit is filed on a demand bill of exchange drawn on 29th June 1999. Suit has been filed on 19th December, 2002 i.e. after expiry of period of 3 years. Therefore, prima facie the defence of limitation gives rise to triable issues. Hence, the defendants are granted unconditional leave to defend the suit. Suit shall

stand transferred to the list of commercial causes. The defendants to file the written statement within two weeks.

D.G.KARNIK, J